IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

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PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 13589 of 2003

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Between:

G. Raj Venkateswara Yadav S/o. G. Rama Raju, Indian
R/o. Gudur, Machilipatnam, Krishna District.

..... PETITIONER

AND

-

1 The District Collector, Krishna District, at

Machilipatnam.
2 The Revenue Divisional officer, Machiliptnam.
3 The Mandal Revenue Officer, Gudur Mandal, Gudur,

Machilipatnam.
4 K. Pedda Reddaiah S/o. Not known, R/o. Karakampadu,

Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of mandamus, directing the respondents 1 to 3 to take effective steps to prevent the 4th respondent in converting agricultural land into Tank of Acqua culture which being done contrary to law and without valid permission and also issue further direction to the 4th respondent to desist from taking up Acqua culture activity in Gudur Village and Mandal without the valid permission from competent authority in accordance with law.

Counsel for the Petitioner: MR.M.S.PRASAD

Counsel for the Respondents 1 to 3: G.P. for Revenue

The Court made the following :

ORDER:

The petitioner and his family members claim to be the owners of agricultural lands in various survey numbers including Sy.Nos.371/1A, 371/2, 371/2A, 377/2A & 2B of Gudur Village and Mandal, Machilipatnam, Krishna District. He states that the

fourth respondent without obtaining any permission in collusion with the third respondent started digging a big tank in about Acs.20.00 of the land in various survey numbers adjacent to his land for the purpose of fish/prawn cultivation. He made several representations to respondents 1 to 3, in vain. Hence he filed the present writ petition for a direction to respondents 1 to 3 to take action against the fourth respondent and prevent conversion of agricultural land into tank for Acqua culture.

A Division Bench of this Court, to which I was a member, in **Madireddy padma Rambabu v. District Forest Officer, Kakinada**, considered this aspect of the matter and allowed a batch of writ petitions. Following the same, the writ petition is allowed directing respondents 1 and 2 not to allow any person to carry on the activities of shrimp culture or prawn culture or any type of aqua culture without obtaining the prior permission from the competent authority. No costs.

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V.V.S. RAO, J.

4th October, 2004

Js

ASSISTANT REGISTRAR

To

1 The District Collector, Krishna District, at

Machilipatnam.
2 The Revenue Divisional officer, Machiliptnam.
3 The Mandal Revenue Officer, Gudur Mandal, Gudur,

Machilipatnam.

4 2 CCs to G.P. for Revenue, High court Buildings, Hyderabad.

5 2 CD copies.